

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Darryl Roberson Bey v Department of Corrections**
Docket No. **282047**
L.C. No. **07-025651-AH**

William C. Whitbeck, Chief Judge, acting under MCR 7.211(E)(2), orders:

The motion to waive fees is DENIED because MCL 600.2963 mandates the payment of an initial, partial filing fee when a prisoner under the supervision of the Department of Corrections files a civil action with this Court.

Within 21 days of the certification of this order, plaintiff shall pay the entry fee of \$375 and the motion fee of \$100, for a total of \$475, to the Clerk of this Court since plaintiff's prisoner account statement shows a balance in excess of \$375. MCL 600.2963(2). Additionally, **plaintiff shall submit a copy of this order and refile the pleadings with the payment**. Failure to comply with this order will result in the complaint for a writ of habeas corpus not being filed in this Court.

The Clerk of this Court shall furnish two copies of this order to plaintiff and return his pleadings with this order.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

DEC 14 2007

Date

Sandra Schultz Mengel
Chief Clerk